



7 JAN 2002
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PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Norbert A. Gschwend

Serial No.: 09/889,752

Filed: July 20, 2001

Title: "PHARMACEUTIC PREPARATION FOR THE TREATMENT OF RHEUMATIC SYNDROMES"

Docket No.: 33809

LETTER

Box MISSING PARTS
Asst. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir/Madam:

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) dated September 14, 2001, applicant encloses herewith the required Declaration and Power of Attorney. The \$130.00 late filing fee was paid at the time the application was filed on July 20, 2001.

If there are any further fees resulting from this communication not covered by the enclosed check, or if no check was enclosed, please charge the same to Deposit Account No. 16-0820, Order No. 33809.

Respectfully submitted,

02/14/2002 HNGUYEN 00000089 160820 09889752 FEARNE & GORDON LLP

01 FC:115 110.00 CH

By:

Michael W. Garvey, Reg. No. 35878

526 Superior Avenue, East
Suite 1200
Cleveland, Ohio 44114-1484
(216) 579-1700

November 13, 2001

Advertisement data: 05/17/2002 SDIRETA1
02/14/2002 HNGUYEN 00000089 160820 09889752
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on the date indicated below.

Michael W. Garvey

Name of Attorney for Applicant(s)

11-13-2001
Date

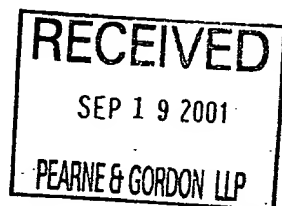
Signature of Attorney



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/889752	GESCHWEND	33809
INTERNATIONAL APPLICATION NO.		
PCT/CH00/00027		
I.A. FILING DATE	PRIORITY DATE	
19 JAN 00	20 JAN 99	
DATE MAILED: 14 SEP 2001		

MICHAEL W. GARVEY
PEARNE & GORDON
526 SUPERIOR AVENUE EAST
SUITE 1200
CLEVELAND, OH 44114 1484**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as:
- ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee. ☐ Indication of Small Entity Status.
- ☒ Copy of the international application. ☐ Translation of the international application into English.
- ☐ Oath or Declaration of inventors(s). ☐ Translation of Article 19 amendments into English.
- ☐ Copy of Article 19 amendments. ☒ Other: Information disclosure; search report/refs.
- ☐ Priority Document.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.
2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.
- ☐ U.S. Basic National Fee. ☐ Copy of the international application.
3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
4. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.
5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875 ☐ PCT/DO/EO/920

COTTMAN, DARRELL C.

No. 15533

Inventor / Applicant: Norbert Gschwend
Title: Pharmaceutic Preparation For The Treatment
Serial No. 09/889752 Patent No. _____
Filed: July 30, 2001 Examiner _____

Enclosed Are:

☐ PATENT APPLICATION

____ New Application Transmittal
☒ Declaration & Power of Attorney 3
____ Pgs. of Claims
____ Sheet(s) of Drawing(s)
____ Formal _____ Informal
____ Small Entity Statements
____ Continuation or Division
____ Rule 60 _____ FWO
____ Supplemental Declaration

Other Postcard
1pg Letter
Copy of Notice

CHECK(S) IN THE AMOUNT(S) OF

\$ _____ \$ _____
\$ _____ \$ _____

Docket No. TSW 33809 Int. MWGLmmDate Nov 13, 2001

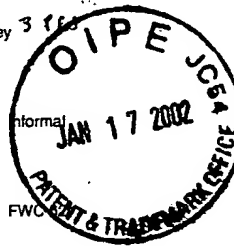
ACKNOWLEDGES RECEIPT OF:

☐ ASSIGNMENT

____ Transmittal(s)
____ Original _____ Copies

☐ INFORMATION DISCLOSURE

____ PTO-1449 _____ Refs.



JCO3 Rec'd PATENT 7 7 JAN 2002